

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT
DIVISION THREE

HEALTH NET, INC.,

Plaintiff and Appellant,

v.

RLI INSURANCE COMPANY et al.,

Defendants and Respondents.

B224884 c/w B240833

(Los Angeles County
Super. Ct. No. BC357436)

ORDER MODIFYING OPINION
AND DENYING PETITION FOR
REHEARING

[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on May 22, 2012, is modified as follows:

On page 39, line 16 (at the end of the paragraph), insert new footnote 35, with the following text:

In its petition for rehearing, HN-INC argues that, as the policy provides a duty to defend/reimburse for any “Claim or *Law Suit* brought against the Insured alleging a Wrongful Act” (emphasis added), the policy expressly provides a duty to

defend/reimburse for the entire lawsuit, not merely the potentially covered claims within the lawsuit. As we have discussed above, this argument was found persuasive to the *Buss* dissent, but rejected by the *Buss* majority.

The remaining footnotes are to be renumbered.

The petition for rehearing is denied.

There is no change in the judgment.